

REMARKS

Reconsideration of the present application is respectfully requested. Independent claims 1, 20 and 34 have been amended. Claims 1 – 32 and 34 - 39 are currently pending.

Rejections based on 35 U.S.C. § 103

Claims 1 – 2, 5 – 6, 20, 22, 34 and 36

Claims 1 – 2, 5 – 6, 20, 22, 34 and 36 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Edelman, US Patent No. 5,680,563 (“Edelman”), in view of Bolnick, *et al.*, US Patent No. 5,838,317 (“Bolnick”) and further in view of Shiomi, *et al.*, US Patent No. 6,009,439 (“Shiomi”). Independent claims 1, 20 and 34 have been amended in response to this rejection. For instance, claim 20, as amended, now requires the digital image presentation area to present “a listing of said one or more group titles, wherein said listing indicates which of said groups contain the filtered digital images that are currently being presented in the digital image presentation area.” Similar claim language is now also found in independent claims 1 and 34. Applicants respectfully submit that neither Edelman, Shiomi nor Bolnick teach these limitations of amended independent claims 1, 20 and 34.

The Office Action states that Edelman and Bolnick fail to disclose the claimed component for generating group titles. *See* Office Action at page 6. To teach the claimed computer-generated “group titles” the Office Action relies on Shiomi. Shiomi teaches a data retrieval apparatus that allows a user to search an item of data that is classified into groups based, for example, on a thesaurus which shows relationships between words. Shiomi, col. 2, ll. 1- 18. Shiomi, however, does not teach an interface that displays items (e.g., digital images) along with a listing of group titles indicating the groups having items currently being presented to the user. Such an interface is also not taught by Edelman and Bolnick.

Put simply, neither Edelman, Shiomi nor Bolnick teach or suggest a listing of computer-generated “group titles, wherein said listing indicates which of said groups contain the filtered digital images that are currently being presented in the digital image presentation area.” Therefore, neither Edelman, Bolnick nor Shiomi, either alone or in combination teach or suggest each and every element of claims 1, 20 and 34. Thus, Applicants respectfully submit that independent claims 1, 20 and 34 are in condition for allowance.

Applicants further submit that dependent claims 2, 5 and 6, which depend from claim 1, are in condition for allowance for at least the same reasons discussed above with respect to claim 1. Applicants further submit that dependent claim 22, which depends from claim 20, is in condition for allowance for at least the same reasons discussed above with respect to claim 20. Applicants further submit that dependent claim 36, which depends from claim 34, is in condition for allowance for at least the same reasons discussed above with respect to claim 34.

Dependant Claims 3 – 4, 7 – 19, 21, 23 – 32, 35 and 37 – 39

Dependent claims 3 – 4, 7 – 19, 21, 23 – 32, 35 and 37 – 39 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Edelman in view of Bolnick, and in further view of Shiomi, and further in view of Engst (“iPhoto 2 for Mac OS X: Visual Quickstart Guide”, Copyright 04/21/2003, Peachpit Press). Claims 3 – 4, 7 – 19, 21, 23 – 32, 35 and 37 – 39 each depend from either independent claims 1, 20 or 34. As discussed above, claims 1, 20 and 34 are patentable over the combination of Edelman, Bolnick and Shiomi. Engst also fails to disclose the invention of claims 1, 20 and 34, individually or in combination with Edelman, Bolnick and Shiomi. Claims 3 – 4, 7 – 19, 21, 23 – 32, 35 and 37 – 39 include all of the limitations of either claim 1, 20 or 34 and, thus, are also patentable over Edelman, Bolnick, Shiomi and Engst, taken separately or in combination with one another, for at least the reasons stated above.

Conclusion

For the reasons stated above, claims 1 – 32 and 34 - 39 are in condition for allowance. If any issues remain which would prevent issuance of this application, the Examiner is urged to contact the undersigned prior to issuing a subsequent action. The Commissioner is hereby authorized to charge any additional amount required, or credit any overpayment, to Deposit Account No. 19-2112.

Respectfully submitted,

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